

Office of the Clerk  
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT  
P.O. Box 193939

Molly C. Dwyer  
Clerk of Court

San Francisco, California 94119-3939

(415) 355-8000

**NOTICE OF APPEARANCE OF COUNSEL or  
RE-ASSIGNMENT OF COUNSEL WITHIN THE SAME OFFICE**

**NOTE:** For readability and security, print the filled-in form to PDF (*File > Print > PDF Printer/Creator*).  
You may also fill in the form, print it, and then scan the filled-in form to a PDF file.

9th Circuit Case Number(s) 16-70699 (Consolidated with 16-71001)

Case Name: Capay, Inc. dba Farm Fresh To You

v. National Labor Relations Board

List the name(s) of the party or parties you are representing:

Bakery, Confectionery, Tobacco Workers &  
Grain Millers Union, Local 85

- ☐ Appellant    ☐ Petitioner    ☐ Amicus Curiae    ☐ Appellant/Cross-Appellee  
☐ Appellee    ☐ Respondent    ☒ Intervenor    ☐ Appellee/Cross-Appellant

If this case has been re-assigned to you from another attorney in your office (*i.e., the Federal Public Defenders Office, OIL, or a law firm*), indicate who you are replacing. Provide the name of counsel only if the attorney is no longer on the case.

I am replacing (*name of counsel*):

Name Caroline N. Cohen

Firm/  
Office Weinberg, Roger & Rosenfeld

Address 1001 Marina Village Parkway, Suite 200

City Alameda

State CA

Zip Code 94501

Email ccohen@unioncounsel.net

Re-enter Email ccohen@unioncounsel.net

Phone Number (*including area code*) (510) 337-1001

Signature  
(use "s/" format) /s/ Caroline N. Cohen

Date August 15, 2017

9th Circuit Case Number(s) 16-70699 (Consolidated with 16-71001)

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### CERTIFICATE OF SERVICE

#### When All Case Participants are Registered for the CM/ECF System

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the CM/ECF system

on *(date)* August 15, 2017 .

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

Signature *(use "s/" format)* /s/ Caroline N. Cohen

\*\*\*\*\*

### CERTIFICATE OF SERVICE

#### When Not All Case Participants are Registered for the CM/ECF System

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the CM/ECF system

on *(date)*  .

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I further certify that some of the participants in the case are not registered CM/ECF users. I have mailed the foregoing document by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within 3 calendar days to the following non-CM/ECF participants:

Signature *(use "s/" format)*